

Message

From: Lazos, Pamela [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=15D4F11C6327474BB424A24CBD406E93-PLAZOS]
Sent: 4/15/2021 9:33:59 PM
To: Mastro, Donna [mastro.donna@epa.gov]
CC: Rivera, Nina [Rivera.Nina@epa.gov]
Subject: RE: consider EJ issues and mitigation for Consent Decrees in early negotiations



From: Mastro, Donna <Mastro.Donna@epa.gov>
Sent: Thursday, April 15, 2021 5:20 PM
To: Lazos, Pamela <Lazos.Pamela@epa.gov>
Cc: Rivera, Nina <Rivera.Nina@epa.gov>
Subject: RE: consider EJ issues and mitigation for Consent Decrees in early negotiations

Definitely don't want to hold it up. [Nonresponsive based on revised scope] are ready for signing so no pressure to change!

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From: Lazos, Pamela <Lazos.Pamela@epa.gov>
Sent: Thursday, April 15, 2021 4:41 PM
To: Mastro, Donna <Mastro.Donna@epa.gov>
Cc: Rivera, Nina <Rivera.Nina@epa.gov>
Subject: RE: consider EJ issues and mitigation for Consent Decrees in early negotiations

Right. Although I don't want to hold up signing for "one more thing" so maybe we'll have a discussion with Richard off the record just to see if [Nonresponsive based on revised scope] might have interest.

From: Mastro, Donna <Mastro.Donna@epa.gov>
Sent: Thursday, April 15, 2021 4:40 PM
To: Lazos, Pamela <Lazos.Pamela@epa.gov>
Cc: Rivera, Nina <Rivera.Nina@epa.gov>
Subject: Re: consider EJ issues and mitigation for Consent Decrees in early negotiations

I would suggest pestering Laura Thoms or [Nonresponsive based on revised scope]. Tom Mariani said he told Doj staff to work on this so you might want to suggest to her that we may want to consider for [Nonresponsive based on revised scope] what options here ... hold a public meeting before we lodge ?? I doubt the defendant has money to do any more work

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On Apr 15, 2021, at 4:20 PM, Lazos, Pamela <Lazos.Pamela@epa.gov> wrote:

I do think we're going to get up to something in CRW since that specific area in lower Paxton was mentioned, but [Nonresponsive based on revised scope] is just in a generally poor area and I don't think anyone has really thought much beyond the four corners of the CD. I would love to have a few standard answers at the ready though, in case I need them going forward. I love ideas that meld clean water with something else like

food security. There is a town in Maryland right on the Potomac, if memory serves, that had severe flooding issues from climate change and sea level rise and the residents planted fruit trees all over town and it curbed the stormwater issues (they had to do other stuff, too) and provided a source of fresh fruit for the people who had little access to it. Those kinds of integrated solutions really get me excited. ;0)

From: Mastro, Donna <Mastro.Donna@epa.gov>
Sent: Thursday, April 15, 2021 3:08 PM
To: Lazos, Pamela <Lazos.Pamela@epa.gov>; Rivera, Nina <Rivera.Nina@epa.gov>
Subject: RE: consider EJ issues and mitigation for Consent Decrees in early negotiations

Nothing specific. Some could be measures to benefit a local community, maybe talking to interest groups (maybe more relevant in your CRW case to meet with that lower susquehanna group). I think they were thinking of cases where the CD is not drafted yet?

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From: Lazos, Pamela <Lazos.Pamela@epa.gov>
Sent: Thursday, April 15, 2021 2:47 PM
To: Mastro, Donna <Mastro.Donna@epa.gov>; Rivera, Nina <Rivera.Nina@epa.gov>
Subject: RE: consider EJ issues and mitigation for Consent Decrees in early negotiations

So I just drafted the [REDACTED] transmittal memo and was reminded that it raised an EJ flag. I think it's too late in the game, but what kind of measures is OECA thinking of – just for kicks?

From: Mastro, Donna <Mastro.Donna@epa.gov>
Sent: Thursday, April 15, 2021 2:37 PM
To: R3 RC-Enforcement-Air & Toxics_EPA <R3_RC-Enforcement-AirToxics_EPA@epa.gov>; R3 RC-Enforcement-Water & Waste_EPA <R3_RC-Enforcement-WaterWaste_EPA@epa.gov>
Cc: Rodrigues, Cecil <rodrigues.cecil@epa.gov>
Subject: consider EJ issues and mitigation for Consent Decrees in early negotiations

During our regional call with OECA and DOJ today, Rosemarie Kelly (OECA/OCE) and Tom Mariani of DOJ encouraged us to encourage case teams (you all) to consider possible measures to include in your Consent Decrees (that are in early stages of negotiations) to address Environmental Justice issues (how can we involve communities? Involve public?) (any measures to redress harm (mitigation) resulting from violations esp if in EJ areas)?? I draw the distinction of “early” not to preclude MOST cases but to distinguish cases where we are HOPEFULLY done negotiation on most things and sending a final CD for signature. (we have several of those in our office that we hope to wrap up in next month- [REDACTED] Nonresponsive based on revised scope) but that leaves a lot of our judicial docket open to considering new ideas, new mitigation measures to benefit EJ areas, and new EJ concepts. I mentioned during our call how Joyce Howell is presently addressing an issue raised after [REDACTED] was lodged (holding a public meeting) but I'm sure concepts like that will continue to arise- perhaps during negotiations where we can hold more “outreach” to see what communities are interested in.

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